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## Federal Defenders OF NEW YORK, INC.

Southern District 52 Duane Street, 10th Floor New York, NY 10007 Tel: (212) 417-8700 Fax: (212) 571-0392

Tamara Giwa
Executive Director

Jennifer L. Brown *Attorney-in-Charge* 

April 1, 2025

By CM/ECF

The Honorable Katherine Polk Failla United States District Judge Southern District of New York 40 Foley Square New York, NY 10007

**MEMO ENDORSED** 

Re:

United States v. Haji Najibullah

(S2) 14 Cr. 401 (KPF)

Dear Judge Failla:

With apologies for failing to submit this letter by the March 31, 2025, deadline, I write to provide the Court with a status update regarding the interlocutory appeal in the above-captioned case. Following an unopposed application from the appellant for an extension of time to file its opening brief, the Second Circuit reset the appellant's filing deadline to April 28, 2025. The parties request leave to provide the Court with another status update on or before April 30, 2025.

Respectfully Submitted,

Andrew John Dalack

Mark Gombiner

Samuel Jacobson

Ariel C. Werner

Assistant Federal Defenders

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Cc: Counsel of Record

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Application GRANTED. The parties shall file another letter updating the Court on the status of the interlocutory appeal on or before April 30, 2025.

The Clerk of Court is directed to terminate the pending motion at docket entry 148.

Dated: April 2, 2025

New York, New York

SO ORDERED.

HON. KATHERINE POLK FAILLA UNITED STATES DISTRICT JUDGE

Katherin Palle Fails